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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/564,925	01/17/2006	Gerard McGuigan	GFRED 3.3009	2326
530 LEDNED DAY	7590 11/16/2007	•	EXAMINER	
KRUMHOLZ	•• • • • • • • • • • • • • • • • • • • •	·	HAWK, NOAH CHANDLER	
600 SOUTH A WESTFIELD.	VENUE WEST NI 07090		ART UNIT	PAPER NUMBER
WESTITEED,			3636	
·			MAIL DATE	DELIVERY MODE
			11/16/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

·	Application No.	Applicant(s)			
	10/564,925	MCGUIGAN, GERARD			
Office Action Summary	Examiner	Art Unit			
·	Noah C. Hawk	3636			
The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply					
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).					
Status					
1) Responsive to communication(s) filed on	_•				
	action is non-final.				
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is					
closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.					
Disposition of Claims					
4)⊠ Claim(s) <u>1-14</u> is/are pending in the application.					
4a) Of the above claim(s) is/are withdrawn from consideration.					
5) Claim(s) is/are allowed.					
6)⊠ Claim(s) <u>1-3</u> is/are rejected.					
7)⊠ Claim(s) <u>4-14</u> is/are objected to.					
8) Claim(s) are subject to restriction and/or	election requirement.	·			
Application Papers					
9) The specification is objected to by the Examiner.					
10) The drawing(s) filed on is/are: a) acce	epted or b) objected to by the I	Examiner.			
Applicant may not request that any objection to the	drawing(s) be held in abeyance. See	e 37 CFR 1.85(a).			
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).					
11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.					
Priority under 35 U.S.C. § 119					
12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of:					
1. Certified copies of the priority documents have been received.					
2. Certified copies of the priority documents have been received in Application No					
3. Copies of the certified copies of the priority documents have been received in this National Stage					
application from the International Bureau (PCT Rule 17.2(a)).					
* See the attached detailed Office action for a list of the certified copies not received.					
Attachment(s)					
1) Notice of References Cited (PTO-892) 4) Interview Summary (PTO-413)					
2) Notice of Draftsperson's Patent Drawing Review (PTO-948) Paper No(s)/Mail Date Notice of Information Disclosure Statement(s) (PTO/SR/08) Notice of Informal Patent Application					
3) Information Disclosure Statement(s) (PTO/SB/08) Paper No(s)/Mail Date 1/17/06.	6) Other:	atent Application			

10/564,925 Art Unit: 3636

DETAILED ACTION

Claim Objections

1. Claims 4-14 are objected to under 37 CFR 1.75(c) as being in improper form because a multiple dependent claim cannot depend from another multiple dependent claim. See MPEP § 608.01(n). Accordingly, the claims have not been further treated on the merits.

Claim Rejections - 35 USC § 103

- 2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:
 - (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.
- 3. Claims 1-3 are rejected under 35 U.S.C. 103(a) as being unpatentable over Henry in US Patent 2164242 in view of Disher in US Patent 6015077. Henry teaches an umbrella carrier comprising attachment means (14 and 16), a holster like perforated (at 11) support (M) in the form of a substantially cylindrical tube (Best seen in Figure 3). Henry fails to teach a lining. Disher teaches an umbrella support having a lining (12) of water repellant porous fabric (See Column 4, lines 4-19) in the form of a sleeve. It would have been obvious to one of ordinary skill in the art at the time of invention to modify the device on Henry by adding a fabric sleeve as taught by Disher to the interior of the device in order to "draw or wick moisture away from the umbrella" (as taught by Disher in Column 4, lines 18-19).

Application/Control Number:

10/564,925 Art Unit: 3636

Conclusion

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Stanley, Jackson, Sipperly, Williams, Weber and Ford teach umbrella holders. Kohn teaches a cylindrical holder adapted to mount to luggage.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Noah C. Hawk whose telephone number is 571-272-1480. The examiner can normally be reached on M-F 9am to 5:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Dunn can be reached on 571-272-6670. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

NCH 11/9/07

DAVID DUNN SUPERVISORY PATENT EXAMINER